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APPLICATION NO.	FILING DATE	FIRST NAMED INVEN	TOR ATTORNEY DOCKE	NO. CONFIRMATION NO.	
09/620,526	07/20/2000	Bruce E. Novich	1596C3	2610	
75	590 12/1:	2006		EXAMINER	
PPG Industrie			GRAY, JILL M		
One PPG Place Pittsburgh, PA			. ART UNIT	PAPER NUMBER	
3 ,			1774		
			DATE MAILED: 12/	12/2006	

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)		
09/620,526	NOVICH ET AL.		
Examiner	Art Unit		
Jill M. Gray	1774		

before the rilling of all Appeal brief	Examiner	Art Unit						
	Jill M. Gray	1774						
The MAILING DATE of this communication appears on the cover sheet with the correspondence address								
HE REPLY FILED 04 November 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. The reply was filed after a final rejection, but prior to filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued								
Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods: The period for reply expires 4 months from the mailing date of the final rejection. The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.								
Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). ktensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee								
nave been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).								
NOTICE OF APPEAL 2. The reply was filed after the date of filing a Notice of Appeal, but prior to the date of filing an appeal brief. The Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS								
The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will <u>not</u> be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below);								
 (c) ☐ They are not deemed to place the application in be appeal; and/or (d) ☐ They present additional claims without canceling a 	corresponding number of finally re		the issues for					
NOTE: (See 37 CFR 1.116 and 41.33(a)). 1. The amendments are not in compliance with 37 CFR 1.1		mpliant Amendment ((PTOL-324).					
5. Applicant's reply has overcome the following rejection(s)		, , , , , , , , , , , , , , , , , , ,	,					
6. Newly proposed or amended claim(s) would be al	lowable if submitted in a separate,	timely filed amendme	nt canceling the					
non-allowable claim(s). 7. For purposes of appeal, the proposed amendment(s): a) will not be entered, or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows:								
Claim(s) allowed: Claim(s) objected to: Claim(s) rejected: Claim(s) withdrawn from consideration:								
AFFIDAVIT OR OTHER EVIDENCE	·							
 The affidavit or other evidence filed after a final action, be because applicant failed to provide a showing of good an was not earlier presented. See 37 CFR 1.116(e). 	d sufficient reasons why the affidav	vit or other evidence is	s necessary and					
The affidavit or other evidence filed after the date of filing entered because the affidavit or other evidence failed to showing a good and sufficient reasons why it is necessar	overcome <u>all</u> rejections under appe y and was not earlier presented. S	al and/or appellant fai see 37 CFR 41.33(d)(ils to provide a 1).					
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached. REQUEST FOR RECONSIDERATION/OTHER								
11. The request for reconsideration has been considered by Applicants' arguments have been considered and are n addition, the examiner reiterates that there is no clear for the silica of the prior art is not lamellar. The fact that S artisan to consider prior art teachings on silicas. As to that applicants are expected and presumed to know so applicants' argument that paraffin wax is not a lubricant so stated.	ot found to be persuasive for reaso actual evidence on this record, by wakaguchi teaches the inclusion of swhether wax has lubricious propertimething about the art than what a re	ns set forth in the fina yay of back-to-back co silica provides motivat es, it is the position o eference literally teac	of rejection. In omparison that ion to the skilled f the examiner hes. If it is					
12. Note the attached Information Disclosure Statement(s). 13. Other:	(PTO/SB/08 or PTO-1449) Paper N	No(s).						
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Jill Ma Gray Primary Examiner Art Unit: 1774

Application No.

U.S. Patent and Trademark Office PTOL-303 (Rev. 9-04)

Advisory Action Before the Filing of an Appeal Brief

Part of Paper No. 20061208